

**SUPREME COURT MINUTES
WEDNESDAY, MARCH 13, 2002
SAN FRANCISCO, CALIFORNIA**

- S102961 The People, Plaintiff and Respondent
5th Dist. v.
F034897 Dontee Tyree Hester, Defendant and Appellant
 Petition for review GRANTED.
- George, C.J.
Kennard, J.
Baxter, J.
Werdegar, J.
Chin, J.
Moreno, J.
-
- S102982 The People, Plaintiff and Respondent
5th Dist. v.
F035120 Michael Anthony Hanks, Appellant
 Petition for review GRANTED.
- George, C.J.
Kennard, J.
Baxter, J.
Werdegar, J.
Chin, J.
Moreno, J.
-
- S103451 People, Plaintiff and Respondent
2nd Dist. v.
B145348 Ranger Insurance Company, Defendant and Appellant
Div. 6 Petition for review GRANTED.
- George, C.J.
Kennard, J.
Baxter, J.
Werdegar, J.
Chin, J.
Brown, J.
Moreno, J.

S103607 The People, Plaintiff and Respondent

2nd Dist. v.

B143476 Ernest Lopez, Defendant and Appellant

Div. 1 Respondent's petition for review GRANTED.

Further action in this matter is deferred pending consideration and disposition of a related issue in *People v. Garcia*, S097765 (see Cal. Rules of Court, rule 29.2 (c)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 29.3, is deferred pending further order of the court..

Appellant's petition for review DENIED.

George, C.J.

Kennard, J.

Baxter, J.

Werdegar, J.

Chin, J.

Brown, J.

Moreno, J.

S103633 The People, Plaintiff and Respondent

1st Dist. v.

A093589 Keith Robert Meloney, Defendant and Appellant

Div. 5 Petition for review GRANTED.

George, C.J.

Kennard, J.

Baxter, J.

Werdegar, J.

Chin, J.

Brown, J.

Moreno, J.

S103703 The People, Plaintiff and Respondent
4th Dist. v.
E026993 Franz Gruninger, Defendant and Appellant
E030212 -----
Div. 2 In re Franz Gruninger on Habeas Corpus

Petition for review GRANTED.

Further action in this matter is deferred pending consideration and disposition of a related issue in *People v. Superior Court (Jimenez)*, S099542 (see Cal. Rules of Court, rule 29.2 (c)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 29.3, is deferred pending further order of the court.

George, C.J.
Kennard, J.
Baxter, J.
Werdegar, J.
Chin, J.
Brown, J.
Moreno, J.

S103746 The People, Plaintiff and Respondent
4th Dist. v.
G027217 Peter William Kramer, Appellant
Div. 3 Petition for review GRANTED.

George, C.J.
Kennard, J.
Baxter, J.
Werdegar, J.
Chin, J.
Moreno, J.

S103761 The People, Plaintiff and Respondent
4th Dist. v.
G028162 Randy Loyd Buttram, Defendant and Appellant
Div. 3 Petition for review GRANTED.

George, C.J.
Kennard, J.
Baxter, J.
Werdegar, J.
Chin, J.
Brown, J.
Moreno, J.

S103793 Richard Gehrs, Cross-defendant and Appellant
1st Dist. v.
A092215 Gabriella Gibson et al., Cross-complainant and Respondents
Div. 2 Petition for review GRANTED.

Further action in this matter is deferred pending consideration and disposition of a related issue in *Balser v. Wells Fargo Bank*, S101833 (see Cal. Rules of Court, rule 29.2 (c)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 29.3, is deferred pending further order of the court.

George, C.J.
Kennard, J.
Baxter, J.
Werdegar, J.
Chin, J.
Brown, J.
Moreno, J.

S104088 James Swiderski, Plaintiff and Appellant

4th Dist. v.

D036160 Milberg, Weiss, Bershad, Hynes & Lerach et al.,

Div. 1 Defendants and Appellants

Petition for review GRANTED.

Further action in this matter is deferred pending consideration and disposition of a related issue in *Little v. Auto Steigler Inc.*, S101435 (see Cal. Rules of Court, rule 29.2 (c)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 29.3, is deferred pending further order of the court.

George, C.J.

Kennard, J.

Baxter, J.

Werdegar, J.

Chin, J.

Brown, J.

Moreno, J.

S104260 Kari Campise, Plaintiff and Appellant

5th Dist. v.

F034603 Valley Children's Hospital, Defendant and Respondent

Petition for review GRANTED.

Further action in this matter is deferred pending consideration and disposition of a related issue in *Department of Health Services v. Superior Court (McGinnis)*, S103487 (see Cal. Rules of Court, rule 29.2 (c)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 29.3, is deferred pending further order of the court.

George, C.J.

Kennard, J.

Baxter, J.

Werdegar, J.

Chin, J.

Brown, J.

Moreno, J.

S104279 Kari Campise, Plaintiff and Appellant
5th Dist. v.
F034128 Morrison Health Care Inc., Defendant and Respondent

Petition for review GRANTED.

Further action in this matter is deferred pending consideration and disposition of a related issue in *Department of Health Services v. Superior Court (McGinnis)*, S103487 (see Cal. Rules of Court, rule 29.2 (c)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 29.3, is deferred pending further order of the court.

George, C.J.
Kennard, J.
Baxter, J.
Werdegar, J.
Chin, J.
Brown, J.
Moreno, J.

S104487 The People, Plaintiff and Respondent
2nd Dist. v.
B148121 Seneca Insurance Company, Defendant and Appellant
Div. 3 Petition for review GRANTED.

George, C.J.
Kennard, J.
Baxter, J.
Werdegar, J.
Chin, J.
Brown, J.
Moreno, J.

S099489 The People, Plaintiff and Respondent

1st Dist. v.

A091689 Nicholas Robert Zangari, Defendant and Appellant

Div. 4 Pursuant to rule 29.4(c), California Rules of Court, the above-entitled review is DISMISSED and cause is remanded to the Court of Appeal, First Appellate District, Division Four.

The Court of Appeal opinion is to remain published.

George, C.J.

Kennard, J.

Baxter, J.

Werdegar, J.

Chin, J.

Brown, J.

Moreno, J.

S099962 Alpha Therapeutic Corporation, Plaintiff and Appellant

2nd Dist. v.

B134257 The Home Insurance Company et al., Defendants and Respondents
B135081 And Companion Cases

B138225 The parties having settled the case, review of the cause in the
B138843 above-captioned matter, granted on October 17, 2001, is hereby
Div. 2 dismissed as improvidently granted. (See rule 29.4(c), Cal. Rules of
Court.) The cause is remanded to the Court of Appeal, Second
Appellate District, Division Two.

George, C.J.

Kennard, J.

Baxter, J.

Werdegar, J.

Chin, J.

Brown, J.

Moreno, J.

S014497 People, Respondent

v.

Dennis Harold Lawley, Appellant

Petition for rehearing DENIED.

S091069 Amelco Electric, Plaintiff and Respondent

2nd Dist. v.

B129406 The City of Thousand Oaks, Defendant and Appellant

Div. 6 Petition for rehearing DENIED.

Kennard, J., is of the opinion the petition should be granted.

Werdegar, J., is of the opinion the petition should be granted.

S087865 The People, Respondent

3rd Dist. v.

C028033 Kevin Bryan Spence, Appellant

The petition for review in this matter was granted on July 12, 2000, and further action was deferred pending consideration and disposition of a related issue in *People v. Moss*, S087478, or pending further order of the court. At that time, the submission of additional briefing was also deferred pending further order of the court. *People v. Moss* was dismissed pursuant to California Rules of Court, rule 29.4 (c) on January 16, 2002.

The court has now determined that it is appropriate to defer briefing and further action in this matter pending consideration and disposition of a related issue in *People v. Willis*, S079245.

S102722 The People, Plaintiff and Respondent

2nd Dist. v.

B143501 Shaun Stanistreet, Defendant and Appellant

Div. 6 -----

The People, Plaintiff and Respondent

v.

Barbara Joyce Atkinson, Defendant and Appellant

The briefs in this case should discuss (1) whether the criminal sanction of Penal Code section 148.6, subdivision (a)(1), applies to all knowingly false allegations of misconduct against a peace officer or only to those allegations made pursuant to the provisions of subdivision (a)(2) of that section; and (2) the significance, if any, of the answer to the legal issue of this case.

- S101396 Raul Jose Arias, Petitioner
 v.
 Court of Appeal, Second Appellate District, Respondent
 People, Real Party in Interest
 Application for stay and petition for writ of mandate DENIED.
- S103379 Gene Moran, Petitioner
 v.
 Court of Appeal, Fourth Appellate District, Division Three,
 Respondent
 Garrett J. Zelen et al., Real Parties in Interest
 Application for stay and petition for writ of mandate DENIED.
- S104557 Terry Lee Ballard, Petitioner
 v.
 Court of Appeal, Second Appellate District, Respondent
 People, Real Party in Interest
 Petition for writ of mandate DENIED.
- S103261 In re Willie Paul Vigil, Jr.
 on
 Habeas Corpus
 Petition for writ of habeas corpus is DENIED.
- S103438 In re Barbara Ann Grady
 on
 Habeas Corpus
 Application for stay and petition for writ of habeas corpus
 DENIED.
- 1st Dist. People, Respondent
A088418 v.
Div. 4 Juan A. Merced, Respondent
S103815 Petition for review DENIED.
- 1st Dist. People, Respondent
A087896 v.
A093476 Geraldine Darden, Appellant
Div. 3 -----
S103837 In re Geraldine Darden on Habeas Corpus
 Petition for review DENIED.

1st Dist. A089070 Div. 2 S103970	David R. Olick, Appellant v. Lawyers Mutual Insurance Company, Inc., Respondent Petition for review DENIED.
1st Dist. A089677 A090165 Div. 3 S103339	People, Respondent v. Joseph Ussery, Appellant And Companion Case Petitions for review DENIED.
1st Dist. A090806 Div. 3 S103906	People, Respondent v. Zachary Pugh, Appellant Petition for review DENIED.
1st Dist. A091483 Div. 4 S104119	People, Respondent v. Nathan B. Leslie, Appellant Petition for review DENIED.
1st Dist. A092347 Div. 5 S104174	Clark W. Walker et al., Appellants v. Contra Costa County Fire Protection District et al., Respondents Petition for review DENIED.
1st Dist. A093220 Div. 1 S104065	People, Respondent v. Jerome Benjamin Werner, Appellant Petition for review DENIED.
1st Dist. A093279 Div. 4 S103387	Tom Easton et al., Appellants v. Jim Maready, as Sheriff, etc. et al., Respondents Petition for review DENIED.
1st Dist. A094136 Div. 3 S104130	Carolyn Young et al., Appellants v. Oakland Unified School District, Respondent Petition for review DENIED.

1st Dist. In re Brianna S., a Person Coming Under the Juvenile Court Law
A094787 -----
Div. 3 Social Services Agency, Respondent
S103985 v.
Laura S., Appellant
Petition for review DENIED.

1st Dist. Volkswagen of America Inc. et al., Petitioners
A095728 v.
Div. 5 San Francisco County Superior Court, Respondent
S103919 Wilbur Adams et al., Real Parties in Interest
Petition for review DENIED.
The request for judicial notice, filed January 28, 2002, is granted.

1st Dist. Joseph F. Brazil Jr., Appellant
A096144 v.
Div. 4 John Brazil et al., Respondents
S104168 Petition for review DENIED.

1st Dist. Kolonaki et al., Petitioners
A097136 v.
Div. 3 San Francisco County Superior Court, Respondent
S103072 Bank of America, N.A., Real Party in Interest
Petition for review DENIED.
Chin, J., was recused and did not participate.

1st Dist. In re Eber Ruth
A097335 on
Div. 1 Habeas Corpus
S104125 Petition for review DENIED.

1st Dist. Arbbie M. Hodge, Petitioner
A097443 v.
Div. 3 Solano County Superior Court, Respondent
S104084 People, Real Party in Interest
Petition for review DENIED.
Brown, J., was recused and did not participate.

2nd Dist. In re the Marriage of Ursula A. and William F. Hubner
B123203 -----
Div. 7 Ursula A. Hubner, Appellant
S103823 v.
William F. Hubner, Appellant
Petition for review DENIED.

2nd Dist. People, Respondent
B134067 v.
Div. 7 David Eugene Hollins, Appellant
S104118 Petition for review DENIED.

2nd Dist. Charles E. Davis, Appellant
B139279 v.
Div. 1 Conservatorship of Peggy G. Page, Respondent
S104189 Petition for review DENIED.

2nd Dist. People, Respondent
B140769 v.
Div. 2 Shachie Day, Appellant
S103702 Petition for review DENIED.

2nd Dist. People, Respondent
B141154 v.
Div. 3 Willie Morris, Appellant
S103545 Petition for review DENIED.

2nd Dist. People, Respondent
B141286 v.
Div. 2 Keith Lorrell Nesbitt, Appellant
S103434 Petition for review DENIED.

2nd Dist. People, Respondent
B141749 v.
Div. 6 Ari Tomasian, Appellant
S103643 Petition for review DENIED.

2nd Dist. Anna Figueroa, Respondent
B141905 v.
Div. 2 CNA/Continental Casualty Company Insurance, Appellant
S104042 Petition for review DENIED.

2nd Dist. Trancas Property Owners Association et al., Appellants
B142315 v.
Div. 6 California Coastal Commission et al., Respondents
S103903 Petition for review DENIED.

2nd Dist. Nick Marino, Appellant
B142506 v.
Div. 7 Kenoff & Machtinger, Respondent
S103766 Petition for review DENIED.

2nd Dist. People, Respondent
B142731 v.
Div. 4 Leon Limon, Appellant
S104194 Petition for review DENIED.

2nd Dist. People, Respondent
B143046 v.
Div. 2 Rodolfo Armando Gonzalez, Appellant
S104045 Petition for review DENIED.

2nd Dist. People, Respondent
B143798 v.
Div. 7 Raymond Elias, Appellant
S104215 Petition for review DENIED.

2nd Dist. People, Respondent
B144019 v.
Div. 7 Ruben Adame, Appellant
S103757 Petition for review DENIED.

2nd Dist. People, Respondent
B144362 v.
Div. 7 Felipe Aguilar et al., Appellants
S103636 Petitions for review DENIED.

2nd Dist. People, Respondent
B144894 v.
Div. 4 Javier A. Aguilera, Appellant
S103812 Petition for review DENIED.

2nd Dist. Patricia C. Bohanon, Petitioner
B145000 v.
B145078 National Basketball Players' Association et al., Respondents
Div. 3 Petition for review DENIED.
S104117

2nd Dist. Todd Smith et al., Appellants
B145059 v.
Div. 3 Bayer Corporation et al., Respondents
S104188 Petitions for review DENIED.
Kennard, J., is of the opinion review should be granted.

2nd Dist. People, Respondent
B145323 v.
Div. 6 Robert Dewaine Archie, Appellant
S103542 Petition for review DENIED.

2nd Dist. People, Respondent
B145393 v.
Div. 4 Chanh Minh Dang, Appellant
S104780 Petition for review DENIED.

2nd Dist. People, Respondent
B145472 v.
Div. 4 Jeffrey Roberts, Appellant
S104051 Petition for review DENIED.

2nd Dist. Moreland Corporation, Appellant
B145501 v.
Div. 6 Bermant Development Company et al., Respondents
S103635 Petition for review DENIED.

2nd Dist. Daniel Laplante, Appellant
B145562 v.
Div. 2 Wellcraft Marine Corporation et al., Respondents
S103645 Petitions for review DENIED.
Kennard, J., is of the opinion review should be granted.
The requests for an order directing depublication of the opinion
are DENIED.

2nd Dist. B146007 Div. 3 S103954	People, Respondent v. Juan A. Calzada, Appellant Petition for review DENIED.
2nd Dist. B146008 Div. 2 S103989	George Vargas, Appellant v. Athena Assurance Company et al., Respondents Petition for review DENIED.
2nd Dist. B146182 Div. 6 S103973	People, Respondent v. Carey L. Wilson, Appellant Petition for review DENIED.
2nd Dist. B146184 Div. 2 S103836	Kenneth Schapiro, Appellant v. Morgan Creek Productions Incorporated, Respondent Petition for review DENIED.
2nd Dist. B146384 Div. 2 S104202	Tucker Land Company, Appellant v. State of California et al., Respondents Petition for review DENIED.
2nd Dist. B146533 Div. 2 S104165	People, Respondent v. Terence L. Taylor, Appellant Petition for review DENIED.
2nd Dist. B146625 Div. 4 S103992	People, Respondent v. David Nazaryan, Appellant Petition for review DENIED.
2nd Dist. B146720 Div. 6 S103671	People, Respondent v. Bradley Neal Raville, Appellant Petition for review DENIED.

2nd Dist. Richard R. Sylvester, Appellant
B146835 v.
Div. 1 Public Employees' Retirement System, Respondent
S103785 Petition for review DENIED.

2nd Dist. Dora L. Martinez et al., Appellants
B146924 v.
Div. 2 County of Los Angeles, Respondent
S104062 Petition for review DENIED.
The request for an order directing publication of the opinion in
the above-entitled appeal is denied.

2nd Dist. In re Edward Lee S., a Person Coming
B147068 Under the Juvenile Court Law
Div. 7 -----
S103940 People, Respondent
v.
Edward Lee S., Appellant
Petition for review DENIED.

2nd Dist. Sterline Honea, Appellant
B147156 v.
Div. 4 Bank of America Corporation, Respondent
S103912 Petition for review DENIED.
Chin, J., was recused and did not participate.

2nd Dist. People, Respondent
B147195 v.
Div. 7 Clifton B. Semedo, Appellant
S103961 Petition for review DENIED.

2nd Dist. People, Respondent
B147253 v.
Div. 2 Erik Wayne Franklin, Appellant
S104053 Petition for review DENIED.

2nd Dist. People, Respondent
B147255 v.
Div. 4 Anthony Wiggins, Appellant
S104090 Petition for review DENIED.

2nd Dist. Joseph L. Cole, as Trustee, etc., Appellant
B147339 v.
Div. 6 County of Santa Barbara, Respondent
S103930 Petition for review DENIED.
The request for an order directing publication of the opinion is denied.

2nd Dist. People, Respondent
B147534 v.
Div. 6 Ferdinan Flores, Appellant
S104156 Petition for review DENIED.

2nd Dist. People, Respondent
B147678 v.
Div. 4 Maria Duran, Appellant
S103960 Petitions for review DENIED.

2nd Dist. People, Respondent
B147735 v.
Div. 2 Hector David Rodriguez, Appellant
S104201 Petition for review DENIED.

2nd Dist. People, Respondent
B148391 v.
B151176 Patrick Charles Barnes, Appellant
Div. 2 -----
S099455 In re Patrick Charles Barnes on Habeas Corpus
Petition for review DENIED.
Kennard, J., is of the opinion the petition should be granted.

2nd Dist. James C. Thomas, Appellant
B148667 v.
Div. 6 SCPIE Indemnity Company et al., Respondents
S103932 Petition for review DENIED.

2nd Dist. People, Respondent
B148737 v.
Div. 5 Arthur Charles Moses, Appellant
S103987 Petition for review DENIED.

2nd Dist. People, Respondent
B149070 v.
Div. 2 David Ralph Torres, Appellant
S104169 Petition for review DENIED.

2nd Dist. People, Respondent
B149370 v.
Div. 4 David Wayne Moreland, Appellant
S104115 Petition for review DENIED.

2nd Dist. People, Respondent
B149597 v.
Div. 4 Arthur J. Baker, Appellant
S104127 Petition for review DENIED.

2nd Dist. People, Respondent
B149607 v.
Div. 2 James Olson, Appellant
S104192 Petition for review DENIED.

2nd Dist. People, Respondent
B150079 v.
Div. 5 Randy Lee Tafte, Appellant
S104116 Petition for review DENIED.

2nd Dist. In re Tania C., a Person Coming Under the Juvenile Court Law
B150137 -----
Div. 3 Los Angeles County Dept. of Children & Family Svcs., Respondent
S103997 v.
Stephanie S., Appellant
Petition for review DENIED.

2nd Dist. People, Respondent
B151017 v.
Div. 7 Luis Ochoa, Appellant
S104021 Petition for review DENIED.

2nd Dist. Joe Block, Appellant
B153251 v.
Div. 2 Warner Brothers Studio et al., Respondents
S104123 Petition for review DENIED.

2nd Dist. Lauren K., Petitioner
B153531 v.
Div. 6 Santa Barbara County Superior Court, Respondent
S104216 Santa Barbara County Department of Social Services Child Pro.,
Real Party in Interest
Petition for review DENIED.

2nd Dist. In re Jerry Wayne Gillin
B154568 on
Div. 5 Habeas Corpus
S104164 Petition for review DENIED.

2nd Dist. In re Scott W. Dackerman
B154738 on
Div. 6 Habeas Corpus
S104040 Petition for review DENIED.

2nd Dist. Socorro Valencia et al., Petitioners
B154779 v.
Div. 2 Los Angeles County Superior Court, Respondent
S103171 J.H. Armington Inc. et al., Real Parties in Interest
Petition for review DENIED.
Kennard, J., and Brown, J., are of the opinion the petition should
be granted.

2nd Dist. Antonio Feliciano Serrano, Petitioner
B154816 v.
Div. 1 Workers' Compensation Appeals Board et al., Respondents
S104213 Petition for review DENIED.

2nd Dist. BP Oil Supply Company, Petitioner
B154824 v.
Div. 5 Los Angeles County Superior Court, Respondent
S103875 Alan Wayne, Real Party in Interest
Petition for review DENIED.
Baxter, J., was recused and did not participate.

2nd Dist. William Van Beurden et al., Petitioners
B154997 v.
Div. 1 Los Angeles County Superior Court, Respondent
S104133 Kings Reinsurance Company, Ltd., Real Party in Interest
Petition for review DENIED.

2nd Dist. Albertson's Inc. et al., Petitioners
B155001 v.
Div. 7 Los Angeles County Superior Court, Respondent
S104298 Petition for review DENIED.
 Baxter, J., and Chin, J., are of the opinion the petition should be
 granted.

2nd Dist. Ramzi Badwi, Petitioner
B155020 v.
Div. 3 Los Angeles County Superior Court, Respondent
S104072 People, Real Party in Interest
 Petition for review DENIED.

2nd Dist. Farid Fatoorechi, Petitioner
B155250 v.
Div. 8 Los Angeles County Superior Court, Respondent
S103596 People, Real Party in Interest
 Petition for review DENIED.
 The request for judicial notice is denied.

2nd Dist. Farid Fatoorechi, Petitioner
B155403 v.
Div. 8 Los Angeles County Superior Court, Respondent
S103595 People, Real Party in Interest
 Petition for review DENIED.

2nd Dist. Transporters Aereos Ejecutivos S.A., Petitioner
B155706 v.
Div. 3 Los Angeles County Superior Court, Respondent
S104351 Sinai Semayoa Zimmerman et al., Real Parties in Interest
 Application for stay and petition for review DENIED.

2nd Dist. Toyin Dawodu, Petitioner
B156270 v.
Div. 1 Los Angeles County Superior Court, Respondent
S104577 County of Los Angeles, Real Party in Interest
 Application for stay and petition for review DENIED.

3rd Dist. People, Respondent
C029779 v.
S103698 Todd Paul Olson, Appellant
 Petition for review DENIED.

3rd Dist. Marvin L. Oates, Appellants

C030441 v.

S104268 City of Davis, Respondent

Petition for review DENIED.

3rd Dist. Paul T. Martinez, Plaintiff and Appellant

C034719 v.

S104060 Manteca-Lathrop Fire District et al., Defendants and Respondents

Paul T. Martinez, Plaintiff and Respondent

v.

Manteca-Lathrop Fire District et al., Defendants and Appellants

Petition for review DENIED.

3rd Dist. People, Respondent

C035766 v.

S103629 Donald Bernard Lipscomb, Appellant

Petition for review DENIED.

3rd Dist. People, Respondent

C035870 v.

S103885 Steven Hawley, Appellant

Petition for review DENIED.

3rd Dist. People, Respondent

C035981 v.

S103900 Broderick Jacques Bone, Appellant

Petition for review DENIED.

3rd Dist. People, Respondent

C035989 v.

S104008 Michael Eugene London, Appellant

Petition for review DENIED.

3rd Dist. People, Respondent

C036136 v.

S103426 Kelon Michael Williams, Appellant

Petition for review DENIED.

3rd Dist. C036307 S104281	The Readers Digest Association Incorporated et al., Appellants v. Franchise Tax Board, Respondent Petition for review DENIED.
3rd Dist. C036323 S104006	People, Respondent v. Christopher Karl Waymeyer, Appellant Petition for review DENIED.
3rd Dist. C036505 S104055	American Contract Services, Plaintiff and Appellant v. Allied Mold & Die Inc., Defendant and Respondent Bill Lockyer, as Attorney General, etc., Intervenor and Respondent Petition for review DENIED.
3rd Dist. C036579 S103889	People, Respondent v. John Anthony Sanchez, Appellant Petition for review DENIED.
3rd Dist. C036618 S104255	People, Respondent v. Charles Lynn Baggett, Appellant Petition for review DENIED.
3rd Dist. C036876 S104199	People, Respondent v. Jabar Hally, Appellant Petition for review DENIED.
3rd Dist. C037026 S103657	People, Respondent v. James Wayne Nottingham, Appellant Petition for review DENIED.
3rd Dist. C037034 S104148	People, Respondent v. Antonio Gore, Appellant Petition for review DENIED.

3rd Dist. C037704 S103933	People, Respondent v. Richard John Baldine, Appellant Petition for review DENIED.
3rd Dist. C038192 S104214	People, Respondent v. Anthony Michael Puthuff, Appellant Petition for review DENIED.
3rd Dist. C038440 S104070	People, Respondent v. David Watson, Appellant Petition for review DENIED.
3rd Dist. C039675 S104124	Dorothy Rodeberg, Petitioner v. Workers' Compensation Appeals Board, Respondent Regents of the University of California, Real Party in Interest Petition for review DENIED.
3rd Dist. C039873 S103239	Gary Keith Scheffel et al., Petitioners v. El Dorado County Superior Court, Respondent People, Real Party in Interest Application for stay and petition for review DENIED.
3rd Dist. C040070 S103917	Glenn Wells, Petitioner v. Workers' Compensation Appeals Board, Respondent Dairy Farmers of America, Real Party in Interest Petition for review DENIED.
4th Dist. D034424 Div. 1 S103971	People, Respondent v. James J. Delpy, Appellant Petition for review DENIED.
4th Dist. D034531 Div. 1 S103808	People, Respondent v. Marcell Darnell Davis et al., Appellants Petitions for review DENIED.

4th Dist. D035941 Div. 1 S103719	People, Respondent v. In Lee, Appellant Petition for review DENIED.
4th Dist. D036569 Div. 1 S104195	People, Respondent v. Marcus Dwayne Caldwell, Appellant Petition for review DENIED.
4th Dist. D036729 Div. 1 S104209	People, Respondent v. Charles Wayne Johnson, Appellant Petition for review DENIED.
4th Dist. D036775 Div. 1 S104079	People, Respondent v. Jesse Camarena, Appellant Petition for review DENIED.
4th Dist. D036963 Div. 1 S104001	People, Respondent v. Timothy Marshall Jennings, Appellant Petition for review DENIED.
4th Dist. D036964 D038836 Div. 1 S104091	People, Respondent v. Terrance Lamont Nowden, Appellant ----- In re Terrance Lamont Nowden on Habeas Corpus Petition for review DENIED.
4th Dist. D037187 Div. 1 S104185	People, Respondent v. George Morgan, Appellant Petition for review DENIED.
4th Dist. D037575 Div. 1 S104089	People, Respondent v. Wayne Andrew Patterson, Appellant Petition for review DENIED.

4th Dist. William Palmer, Petitioner
D037772 v.
Div. 1 San Diego County Superior Court, Respondent
S104131 PacifiCare of California, Real Party in Interest
Petition for review DENIED.

4th Dist. In re Jamie F., a Person Coming Under the Juvenile Court Law
D037793 -----
Div. 1 San Diego County Health and Human Services Dept.
S103841 v.
Faith D., Appellant
Petition for review DENIED.

4th Dist. People, Respondent
D037928 v.
Div. 1 Jose Luis Castro, Appellant
S104113 Petition for review DENIED.

4th Dist. Ignacio R., Petitioner
D038164 v.
Div. 1 San Diego County Superior Court, Respondent
S103850 People, Real Party in Interest
Petition for review DENIED.
Kennard, J., is of the opinion the petition should be granted.
The Reporter of Decisions is directed not to publish in the
Official Appellate Reports the opinion in the above-entitled appeal,
filed December 12, 2001, which appears at 94 Cal.App.4th 530.
(Cal. Const., art. VI, section 14; rule 976, Cal. Rules of Court.)

4th Dist. Charles Pope, Petitioner
D038965 v.
Div. 1 San Diego County Superior Court, Respondent
S104141 Greg Harris, Real Party in Interest
Petition for review DENIED.

4th Dist. In re Mark Allan Neiber
D039103 on
Div. 1 Habeas Corpus
S104208 Petition for review DENIED.

4th Dist. People, Respondent
E027201 v.
E029451 Robert Coty Belisle, Appellant
Div. 2 -----
S103822 In re Robert Coty Belisle on Habeas Corpus
Petition for review DENIED.

4th Dist. People, Respondent
E027271 v.
Div. 2 Franklin Jasper Wilson, Appellant
S103755 Petition for review DENIED.

4th Dist. People, Respondent
E027436 v.
Div. 2 Patrick Jordan Bastiaans et al., Appellants
S103897 Petitions for review DENIED.

4th Dist. People, Respondent
E028046 v.
Div. 2 Yahya Sayed Dastmalchian, Appellant
S103842 Petition for review DENIED.

4th Dist. People, Respondent
E028466 v.
Div. 2 James Kirt Lauda, Appellant
S103708 Petition for review DENIED.

4th Dist. People, Appellant
E028474 v.
Div. 2 Michael Ornelas, Appellant
S104074 Petition for review DENIED.

4th Dist. People, Respondent
E028615 v.
Div. 2 Joseph John Martinez, Jr., Appellant
S103939 Petition for review DENIED.

4th Dist. People, Respondent
E028793 v.
Div. 2 Darcy Lloyd Cummings, Appellant
S104229 Petition for review DENIED.

4th Dist. People, Respondent
E028891 v.
Div. 2 Frank Andrew Rust, Jr., Appellant
S103905 Petition for review DENIED.

4th Dist. People, Respondent
E028966 v.
Div. 2 Eugene Marthe, Appellant
S103986 Petition for review DENIED.

4th Dist. People, Plaintiff and Appellant
E029570 v.
Div. 2 Daniel John Cota, Defendant and Appellant
S104135 Petition for review DENIED.
Kennard, J., is of the opinion the petition should be granted.

4th Dist. In re Robert Manuel Chavira
E030825 on
Div. 2 Habeas Corpus
S103988 Petition for review denied. (*People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Dexter* (1979) 25 Cal.3d 921, 925.)

4th Dist. Edward Zendejas et al., Petitioners
E030878 v.
Div. 2 Department of Alcoholic Beverage Control, Respondent
S103801 Application for stay and petition for review DENIED.

4th Dist. Treyvon Darnell Williams, Petitioner
E031026 v.
Div. 2 Riverside County Superior Court, Respondent
S104373 People, Real Party in Interest
Application for stay and petition for review DENIED.

4th Dist. In re the Marriage of Sonia Sonju & Carroll Dawson
G024324 -----
Div. 3 Sonia Sonju, Respondent
S104054 v.
Carroll S. Dawson, as Personal Representative, etc., Appellant
Petition for review DENIED.

4th Dist. Gene Moran, Appellant
G026257 v.
Div. 3 Garrett Zelen et al., Respondents
S103910 Application for stay and petition for review DENIED.

4th Dist. People, Respondent
G026871 v.
Div. 3 Jesse Edward Grist et al., Appellants
S103548 Petition for review DENIED.

4th Dist. People, Respondent
G026948 v.
Div. 3 Edilberto Bustos, Appellant
S104212 Petition for review DENIED.

4th Dist. Gregory Gonzalez, Appellant
G026951 v.
Div. 3 Hartford Insurance Company of the Midwest, Respondent
S104171 Petition for review DENIED.

4th Dist. Navneet S. Chugh, Appellant
G027506 v.
Div. 3 Roy McGarrell & Co. et al., Respondents
S103845 Petition for review DENIED.

4th Dist. People, Respondent
G028090 v.
Div. 3 Tadek Baranowski, Appellant
S104285 Petition for review DENIED.

4th Dist. Louis B. Dorfman, Petitioner
G028413 v.
Div. 3 Orange County Superior Court, Respondent
S103878 Elizabeth Chen, Real Party in Interest
 Petition for review DENIED.

4th Dist. In re Celeste C., a Person Coming Under the Juvenile Court Law
G028698 -----
Div. 3 Orange County Social Services Agency, Respondent
S104217 v.
 Martha R., Appellant
 Petition for review DENIED.

4th Dist. Trudi Rafipoor, Petitioner
G030063 v.
Div. 3 Orange County Superior Court, Respondent
S103972 Mohammed Rafipoor et al., Real Parties in Interest
Petition for review DENIED.

5th Dist. People, Respondent
F034643 v.
S103690 Noe Barragan Rodriguez, Appellant
Petition for review DENIED.

5th Dist. People, Respondent
F034902 v.
S104022 Thomas Reveles, Appellant
Petition for review DENIED.
Baxter, J., was recused and did not participate.

5th Dist. People, Respondent
F035032 v.
S103408 Eliseo Robles Jr., Appellant
Petition for review DENIED.

5th Dist. Paul Hernandez Zendejas, Appellant
F035840 v.
S103630 City of Huron et al., Respondents
Petition for review DENIED.
Baxter, J., was recused and did not participate.

5th Dist. People, Respondent
F035998 v.
S103902 Jesus Armando Rodriguez, Appellant
Petition for review DENIED.

5th Dist. People, Respondent
F037040 v.
S103901 Allen Wayne McDaniel, Appellant
Petition for review DENIED.
Baxter, J., was recused and did not participate.

5th Dist. People, Respondent
F037397 v.
S104173 Derrick Rice, Appellant
Petition for review DENIED.

5th Dist. People, Respondent
F037928 v.
S104238 Connell Harper Jr., Appellant
Petition for review DENIED.

5th Dist. Ruperto Tana, Petitioner
F039361 v.
S104252 Workers' Compensation Appeals Board, Respondent
Spectrian Corporation et al., Respondents
Petition for review DENIED.

5th Dist. In re Ted Olsen
F039723 on
S103753 Habeas Corpus
Petition for review DENIED.

6th Dist. People, Respondent
H018367 v.
S103738 Willie Paul Vigil, Jr., Appellant
Petition for review DENIED.
Kennard, J., is of the opinion the petition should be granted.

6th Dist. People, Respondent
H020950 v.
S104031 Chau Minh Dang, Appellant
Petition for review DENIED.

6th Dist. In re S3 Securities Litigation
H021077 -----
S103653 Paul Kamen et al., Appellants
v.
Deloitte & Touche et al., Respondents
Petition for review DENIED.
The request for an order directing depublication of the opinion is denied.

6th Dist. People, Respondent
H021112 v.
S103533 Noe Carrillo Duran, Appellant
Petition for review DENIED.

6th Dist. People, Respondent
H021290 v.
S103856 Dragisa Lazarevich, Respondent
Petition for review DENIED.

6th Dist. In re Alberto R., a Person Coming Under the Juvenile Court Law
H021909 -----
S103287 People, Respondent
v.
Alberto R., Appellant
Petition for review DENIED.

6th Dist. Santa Cruz County Redevelopment Agency,
H021916 Plaintiff, Cross-defendant and Respondent
S103958 v.
James Gragg et al., Defendants, Cross-complainants and Appellants
Mercy Charities Housing et al., Cross-defendants and Respondents
Petition for review DENIED.

6th Dist. People, Respondent
H022169 v.
S104063 James Arthur Deck, Appellant
Petition for review DENIED.

6th Dist. In re Kathryn Jean Kim
H022489 on
S103112 Habeas Corpus
Petition for review DENIED.

6th Dist. People, Respondent
H023341 v.
S103289 Alberto R., Petitioner
Petition for review DENIED.

- 1st Dist. H & H Real Estate Management & Development, Appellant
A092258 v.
Div. 4 Sanitary District No. 1 of Marin County, Respondent
S103480 The request for an order directing publication of the opinion in
the above-entitled appeal is denied.
- 1st Dist. Kim Vroenen, Appellant
A094067 v.
Div. 4 George Vroenen, Respondent
S104129 The request for an order directing depublication of the opinion in
the above-entitled appeal is denied.
- 2nd Dist. Hacienda Lapuente Unified School District, Plaintiff and Appellant
B139905 v.
Div. 7 Delaine Eastin, State Superintendent of Public Instruction,
S103566 Defendant and Respondent
California Department of Finance, Defendant and Respondent
The request for an order directing publication of the opinion in
the above-entitled appeal is denied.
- 2nd Dist. In re the Marriage of Deborah Fath and Sassan A. Salehipour
B146710 -----
Div. 4 Deborah Fath, Respondent
S103870 v.
Sassan A. Salehipour, Appellant
The request for an order directing publication of the opinion in
the above-entitled appeal is denied.
- 2nd Dist. Teruo Watanabe et al., Appellants
B146759 v.
Div. 1 Royal Caribbean Cruises, Ltd., Respondent
S104023 The request for an order directing publication of the opinion in
the above-entitled appeal is denied.
- 4th Dist. In re N.J.O. et al., Persons Coming Under the Juvenile Court Law
E029158 -----
Div. 2 Riverside County Department of Public Social Services, Respondent
S103419 v.
Benjamin O., Appellant
The request for an order directing publication of the opinion in
the above-entitled appeal is denied.

5th Dist. Elrich Farms, Appellant

F030908 v.

S103422 ISK Biosciences Corporation et al., Respondents

The request for an order directing publication of the opinion in the above-entitled appeal is denied.

5th Dist. Nevocal Enterprises, Inc., Plaintiff and Appellant

F034381 v.

S103507 Board of Education of the Fresno Unified School District,
Defendants and Respondents

Harris Construction Co., Inc., Real Party in Interest

The request for an order directing publication of the opinion in the above-entitled appeal is denied.

6th Dist. IPT Corporation, Plaintiff and Appellant

H020766 v.

S103514 Tosoh Medics Inc., Respondent

The request for an order directing publication of the opinion in the above-entitled appeal is denied.

Orders were filed in the following matters extending the time within which to grant or deny a petition for review to and including the date indicated, or until review is either granted or denied:

A091113/S103603 Albert F. Gionfriddo et al. v. Major League Baseball et al.;
And Companion Case – April 15, 2002.

A095881/S103788 In re Troy Thompson on Habeas Corpus – April 12, 2002.

B146725/S103969 In re Edward James Willard on Habeas Corpus – April 25,
2002.

H023591/S103535 Network Associates Inc. et al. v. Santa Clara County
Superior Court; Mead Ann Krim, RPI – April 15, 2002.

S018571 People, Respondent

v.

Paul Madison Brown, Appellant

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's reply brief is extended to and including May 20, 2002.

S021054 People, Respondent

v.

Richard Russell Moon, Appellant

Good cause appearing, and based upon Deputy State Public Defender Craig Buckser's representation that he anticipates filing appellant's opening brief by September 2002, counsel's request for an extension of time in which to file that brief is granted to May 6, 2002. After that date, only two further extensions totaling 120 additional days are contemplated.

S030956 People, Respondent

v.

William James Ramos, Appellant

Good cause appearing, and based upon counsel Katherine Alfieri's representation that she anticipates filing the reply brief by May 20, 2002, counsel's request for an extension of time in which to file that brief is granted to May 20, 2002. After that date, only one further extension totaling 60 additional days is contemplated.

S048763 People, Respondent

v.

Sergio D. Nelson, Appellant

Good cause appearing, and based upon Deputy State Public Defender Joseph E. Chabot's representation that he anticipates filing the request for correction of the record by May 7, 2002, counsel's request for an extension of time in which to request correction of the record in the superior court is granted to May 7, 2002. After that date, no further extension is contemplated.

Counsel for appellant is ordered to serve a copy of the record correction motion on this court upon its filing in the superior court.

S086474 In re Ralph Michael Yeoman
 on
 Habeas Corpus

On application of respondent and good cause appearing, it is ordered that the time to serve and file respondent's informal response to the petition for writ of habeas corpus is extended to and including April 10, 2002.

S093551 In re Michael Ray Burgener
 on
 Habeas Corpus

Good cause appearing, and based upon Deputy Attorney General Lilia E. Garcia's representation that she anticipates filing the informal response by April 8, 2002, counsel's request for an extension of time in which to file that brief is granted to April 8, 2002. After that date, no further extension will be granted.

S099231 In re Clifford Stanley Bolden
 on
 Habeas Corpus

Good cause appearing, and based upon Deputy Attorney General Frances Marie Dogan's representation that she anticipates filing the informal response by April 19, 2002, counsel's request for an extension of time in which to file that brief is granted to April 19, 2002. After that date, no further extension is contemplated.

S064574 People, Respondent
 v.
 Michael Matthew Martinez, Appellant

Paul J. Spiegelman is hereby appointed to represent appellant Michael Matthew Martinez for the direct appeal in the above automatic appeal now pending in this court.

S056766 People, Respondent
 v.
 Richard Leon, Appellant

Appellant's "Motion To Vacate Premature Certification of Record and Briefing Schedule and for an Order Directing Augmentation of the Record" is granted in part and denied in part.

To the extent it seeks inclusion in the record on appeal of omitted juror questionnaires and "Appellant's First Request for Correction of

Transcripts, Augment the Record, Examine Sealed Transcripts and Settle the Record on Appeal,” the motion is granted: The Los Angeles Superior Court is directed to order the clerk of the superior court to prepare a supplemental clerk’s transcript in *People v. Leon*, Sup.Ct.No. PA012903, to include any omitted juror questionnaires and a copy of “Appellant’s First Request for Correction of Transcripts, Augment the Record, Examine Sealed Transcripts and Settle the Record on Appeal” and to transmit the supplemental transcript to this court on or before April 12, 2002.

In all other respects, the motion is denied.

The time to serve and file appellant’s opening brief is extended to 60 days from the filing of the supplemental clerk’s transcript in this court.

S104464 In re **Robert Grant Rathbun** on Discipline

Due to an error of the State Bar, the order filed February 26, 2002, accepting the resignation of **Robert Grant Rathbun, State Bar No. 123901**, as a member of the State Bar of California is vacated nunc pro tunc.

S104854 In the Matter of the Resignation of **Stephen Laudig**
A Member of the State Bar of California

The voluntary resignation of **Stephen Laudig, State Bar No. 87140** as a member of the State Bar of California is accepted.

S104856 In the Matter of the Resignation of **Alice Thacker Merenbach**
A Member of the State Bar of California

The voluntary resignation of **Alice Thacker Merenbach, State Bar No. 39268**, as a member of the State Bar of California is accepted.

S104858 In the Matter of the Resignation of **Marla Robin Milgram**
A Member of the State Bar of California

The voluntary resignation of **Marla Robin Milgram, State Bar No. 128221**, as a member of the State Bar of California is accepted.

